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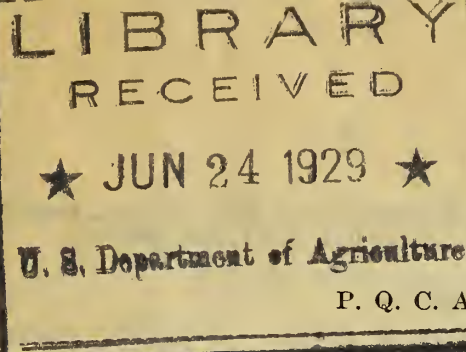
Revised rules and regulations,  
governing movement of plants,  
plant products and other quarantine  
articles into and out of the Dis-  
trict of Columbia.



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{Revision of Regulations  
Effective April 1, 1929

# UNITED STATES DEPARTMENT OF AGRICULTURE

## OFFICE OF THE SECRETARY

### PLANT QUARANTINE AND CONTROL ADMINISTRATION

## REVISED RULES AND REGULATIONS GOVERNING THE MOVEMENT OF PLANTS, PLANT PRODUCTS, AND OTHER QUARANTINED ARTICLES INTO AND OUT OF THE DIS- TRICT OF COLUMBIA

[Approved March 29, 1929; effective April 1, 1929]

### INTRODUCTORY NOTE

This revision of the rules and regulations governing the movement of plants and plant products into and out of the District of Columbia, involves little if any change in the present practice of the department in making inspection and certification of such materials. The form and phraseology have been modified somewhat to provide for compliance with several special quarantines relating to such articles.

C. L. MARLATT,  
*Chief, Plant Quarantine and Control Administration.*

I, R. W. Dunlap, Acting Secretary of Agriculture, have determined that, in order to control and eradicate and to prevent the dissemination of dangerous plant diseases and insect infections and infestations, in, into, and out of the District of Columbia, it is necessary to make and promulgate the following rules and regulations:

Now, therefore, under the authority conferred by the plant quarantine act of August 20, 1912 (37 Stat. 315), as amended, I do order that no plants or plant products or articles whose movement is restricted by Federal plant quarantines shall be moved or allowed to be moved, shipped, transported, or carried by any means whatever into or out of the District of Columbia, except in compliance with the said rules and regulations and such other rules, regulations, and notices of quarantine as may be promulgated under the authority of the said act.

#### Regulation 1. Definition.

The words "plants and plant products," whenever used in these regulations, shall include all greenhouse and field-grown florists' stock, trees, shrubs, vines, cuttings, grafts, scions, buds, fruit pits, and other seeds of fruit and ornamental trees and shrubs, and other plants and plant products.

#### Regulation 2. Unrestricted Plants and Plant Products.

The following classes of plants and plant products, not including, however, those which are covered by special quarantine and other restrictive orders now in force, nor such as may hereafter be made the subject of special quarantines, may be moved into or out of the District of Columbia without restriction:

(a) Fruits, vegetables, cereals, and other plant products transported for food, medicinal, or manufacturing purposes.

(b) Cut flowers, Christmas trees, and other parts of plants without roots and free from soil.

(c) Domestic-grown seeds of all kinds.

(d) Field, vegetable, and flower seeds of foreign origin.



## SHIPMENT OF PLANTS AND PLANT PRODUCTS AND OTHER RESTRICTED ARTICLES INTO THE DISTRICT OF COLUMBIA

### Regulation 3. General Requirements.

Except as provided in regulation 2, plants and plant products, and articles whose movement is restricted by Federal plant quarantines, may be admitted into the District of Columbia only upon compliance with the following requirements:

(a) Each package must have attached to the outside thereof a certificate of inspection, indicating that the nursery from which the plants were taken was inspected within one year prior to the date of shipment, and signed by the State nursery or horticultural inspector of the State or Territory or country from which the plants or plant products were shipped.

(b) The package, bundle, or other container, must be plainly marked with the name and address of the consignor and the name and address of the consignee, and with the nature of the contents.

(c) No package, bundle, or other container, conveying restricted plants or plant products, shall be delivered to the consignee in the District of Columbia by any common carrier until its delivery is authorized by an inspector of the Plant Quarantine and Control Administration.

(d) Articles covered by special quarantine and other restrictive orders may be admitted only on compliance with such orders.

### Regulation 4. Plants and Plant Products Addressed to the Department of Agriculture.

All plants and plant products prohibited, restricted or unrestricted, addressed to the United States Department of Agriculture, shall be delivered only to the inspection house of the Plant Quarantine and Control Administration (Twelfth and B Streets NW.).

### Regulation 5. Shipments Which Fail to Comply With Regulations.

Any plant or plant product or other article transported into the District of Columbia in violation of these regulations or of any notice of quarantine<sup>1</sup> or any restrictive order promulgated under the authority of the plant quarantine act of August 20, 1912 (37 Stat. 315), as amended, or of any rule or regulation supplemental to such quarantine or order, shall be subject to destruction, treatment, or return to the point of origin at the expense of the owner or shipper, unless released by an inspector of the Plant Quarantine and Control Administration.

## SHIPMENT OF PLANTS AND PLANT PRODUCTS OUT OF THE DISTRICT OF COLUMBIA

### Regulation 6. Control of Movement.

Except as provided in regulation 2, plants and plant products, and articles whose movement is restricted by Federal plant quarantines, shall not be moved or allowed to be moved interstate from the District of Columbia to any point outside thereof unless a certificate or a permit shall have been issued therefor by the Plant Quarantine and Control Administration. Each car, box, bale, or other container so moved shall have attached to the outside thereof the inspection certificate or permit required hereby, and no common carrier or other person shall accept for shipment, or remove such articles from the District of Columbia, unless such certificate or permit is so affixed.

### Regulation 7. Conditions of Certification.

Certificates may be issued for the interstate movement of plants and plant products when such articles have been inspected and found apparently free from plant disease and insect infections and infestations and when such shipment is found to comply in full with all other quarantine regulations and restrictive orders applicable thereto.

### Regulation 8. Place and Time of Inspection.

Plants and plant products other than those listed in Regulation 2, which are to be shipped out of the District of Columbia must be presented at the inspection house of the Plant Quarantine and Control Administration (Twelfth and B

<sup>1</sup> See list of domestic quarantines in Appendix B.



Streets, NW) for inspection at the time of shipment, unless otherwise authorized by an inspector of the Plant Quarantine and Control Administration. In cases of large shipments, arrangements may be made for inspection at other places by calling Main 4650, branch 174, or addressing the Plant Quarantine and Control Administration.

Application for inspection of narcissus bulbs, five-leafed pines, currants and gooseberry plants, and other articles the movement of which is restricted by quarantine regulations or other restrictive orders, shall be made at a season of the year and sufficiently in advance of the contemplated date of shipment to provide for compliance with such regulations.

These revised rules and regulations shall be effective on and after April 1, 1929, and shall supersede the rules and regulations governing the movement of plants and plant products into and out of the District of Columbia, promulgated August 26, 1920.

Done at the city of Washington this 29th day of March, 1929.

Witness my hand and seal of the United States Department of Agriculture.

[SEAL.]

R. W. DUNLAP,

*Acting Secretary of Agriculture.*

## APPENDIX A

Authority for the above regulations is given in the amendment to the plant quarantine act of August 20, 1912, contained in the act making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1921, approved May 31, 1920. This amendment was as follows:

"SEC. 15. That in order further to control and eradicate and to prevent the dissemination of dangerous plant diseases and insect infections and infestations, no plant or plant products for or capable of propagation, including nursery stock, hereinafter referred to as plants and plant products, shall be moved or allowed to be moved, shipped, transported, or carried by any means whatever into or out of the District of Columbia, except in compliance with such rules and regulations as shall be prescribed by the Secretary of Agriculture as hereinafter provided. Whenever the Secretary of Agriculture, after investigation, shall determine that any plants and plant products in the District of Columbia are infested or infected with insect pests and diseases and that any place, articles, and substances used or connected therewith are so infested or infected, written notice thereof shall be given by him to the owner or person in possession or control thereof, and such owner or person shall forthwith control or eradicate and prevent the dissemination of such insect pest or disease and shall remove, cut, or destroy such infested and infected plants, plant products, and articles and substances used or connected therewith, which are hereby declared to be nuisances, within the time and in the manner required in said notice or by the rules and regulations of the Secretary of Agriculture. Whenever such owner or person can not be found, or shall fail, neglect, or refuse to comply with the foregoing provisions of this section, the Secretary of Agriculture is hereby authorized and required to control and eradicate and prevent dissemination of such insect pest or disease and to remove, cut, or destroy infested or infected plants and plant products and articles and substances used or connected therewith, and the United States shall have an action of debt against such owner or persons for expenses incurred by the Secretary of Agriculture in that behalf. Employees of the Federal Horticultural Board are hereby authorized and required to inspect places, plants, and plant products and articles and substances used or connected therewith whenever the Secretary of Agriculture shall determine that such inspections are necessary for the purposes of this section. For the purpose of carrying out the provisions and requirements of this section and of the rules and regulations of the Secretary of Agriculture made hereunder, and the notices given pursuant thereto, employees of the Federal Horticultural Board shall have power with a warrant to enter into or upon any place and open any bundle, package, or other container of plants or plant products whenever they shall have cause to believe that infections or infestations of plant pests and diseases exist therein or thereon, and when such infections or infestations are found to exist, after notice by the Secretary of Agriculture to the owner or person in possession or control thereof and an opportunity by said owner or person to be heard, to destroy the infected or infested plants or plant products contained therein. The police court or the municipal court of the District of Columbia shall have power, upon information



supported by oath or affirmation showing probable cause for believing that there exists in any place, bundle, package, or other container in the District of Columbia any plant or plant product which is infected or infested with plant pests or disease, to issue warrants for the search for and seizure of all such plants and plant products. It shall be the duty of the Secretary of Agriculture, and he is hereby required, from time to time, to make and promulgate such rules and regulations as shall be necessary to carry out the purposes of this section, and any person who shall move or allow to be moved, or shall ship, transport, or carry, by any means whatever, any plant or plant products from or into the District of Columbia, except in compliance with the rules and regulations prescribed under this section, shall be punished, as is provided in section 10 of this act."

## APPENDIX B

### DOMESTIC PLANT QUARANTINES RELATING TO THE CONTINENTAL UNITED STATES

The following list includes domestic plant quarantines issued prior to April 1, 1929. Under regulation 5 as given on a preceding page "any plant or plant product or other article transported into the District of Columbia in violation of [the quarantines listed below as well as any quarantines issued subsequent to the date hereof] shall be subject to destruction, treatment, or return to the point of origin at the expense of the owner or shipper, unless released by an inspector of the Plant Quarantine and Control Administration." Certificates may be issued for the interstate movement from the District of Columbia of articles whose movement is restricted by such quarantines only "when such shipment is found to comply in full with all \* \* \* quarantine regulations and restrictive orders applicable thereto."

*Date palms.*—Quarantine No. 6 prohibits, except as provided in the rules and regulations supplemental thereto, the interstate movement of date palms and date-palm offshoots from Riverside County, Calif., east of the San Bernardino meridian; Imperial County, Calif.; Yuma, Maricopa, and Pinal Counties, Ariz.; and Webb County, Tex., on account of the Parlatoria scale (*Parlatoria blanchardi*) and the Phoenicoccus scale (*Phoenicoccus marlatti*).

*Black-stem rust.*—Quarantine No. 38, as amended, prohibits the movement interstate to any point outside of the quarantined area of the common barberry (*Berberis vulgaris*) and its horticultural varieties as well as certain other species of *Berberis* and *Mahonia*, on account of the black-stem rust of wheat, oats, barley, rye, and many wild and cultivated grasses.

*European corn borer.*—Quarantine No. 43, revised, prohibits, except as provided in the rules and regulations supplemental thereto, the movement interstate to any point outside of the quarantined area of (1) corn and broomcorn (including all parts of the stalk), all sorghums, sudan grass, celery, green beans in the pod, beets with tops, rhubarb, oat and rye straw as such or when used as packing, cut flowers or entire plants of chrysanthemum, aster, cosmos, zinnia, hollyhock, and cut flowers or entire plants of gladiolus and dahlia, except the bulbs thereof without stems, from the State of Rhode Island and from infested areas in Maine, New Hampshire (eastern section), Massachusetts (eastern section), Connecticut (eastern section), and from Fishers Island in Suffolk County, N. Y., and (2) corn and broomcorn (including all parts of the stalk), all sorghums, and sudan grass from infested areas in Vermont, New Hampshire (western section), Massachusetts (western section), Connecticut (western section), New York, New Jersey, Pennsylvania, Ohio, Michigan, Indiana, and West Virginia.

*Gypsy moth and brown-tail moth.*—Quarantine No. 45 prohibits, except as provided in the rules and regulations supplemental thereto, the movement interstate to any point outside of the infested area, or from points in the generally infested area to points in the lightly infested area, of stone or quarry products, and of the plants and plant products listed therein. The quarantine covers all the New England States.

*Japanese beetle.*—Quarantine No. 48, revised, prohibits, except as provided in the rules and regulations supplemental thereto, the movement interstate to any point outside of the State of New Jersey and the regulated areas of Connecticut, Delaware, Maryland, New York, Pennsylvania, and Virginia and the District of Columbia of (1) farm, garden, and orchard products of all kinds; (2) grain and forage crops of all kinds; (3) nursery, ornamental, and greenhouse stock, and all other plants; and (4) sand, soil, earth, peat, compost, and manure.



*Pink bollworm*.—Quarantine No. 52, revised, prohibits, except as provided in the rules and regulations supplemental thereto, the interstate movement from the regulated areas of Texas, Arizona, and New Mexico of (1) cotton, including all parts of the plant, seed cotton, cotton lint, linters, and all other forms of unmanufactured cotton lint, gin waste, cottonseed, cottonseed hulls, cottonseed cake and meal; (2) bagging and other containers and wrappers of cotton and cotton products; (3) railway cars, boats, and other vehicles which have been used in conveying cotton and cotton products or which are fouled with such products; (4) hay and other farm products; and (5) farm household goods, farm equipment, and, if contaminated with cotton, any other articles.

*Satin moth*.—Quarantine No. 53, revised, prohibits the interstate movement to points outside of the regulated areas in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, and Washington of all species or varieties of poplar and willow trees or parts thereof capable of propagation.

*Thurberia weevil*.—Quarantine No. 61, revised, prohibits the interstate movement of *Thurberia*, including all parts of the plant, from any point in Arizona, and prohibits, except as provided in the rules and regulations supplemental thereto, the interstate movement from the regulated area of Arizona of (1) cotton, including all parts of the plant, seed cotton, cotton lint, linters, and all other forms of unmanufactured cotton lint, gin waste, cottonseed, cottonseed hulls, and cottonseed cake and meal; (2) bagging and other containers and wrappers of cotton and cotton products; (3) railway cars, boats, and other vehicles which have been used in conveying cotton and cotton products, or which are fouled with such products; (4) hay and other farm products; and (5) farm household goods, farm equipment, and if contaminated with cotton, any other articles.

*Narcissus bulbs*.—Quarantine No. 62 prohibits, except as provided in the rules and regulations supplemental thereto, the interstate movement from every State in the continental United States and the District of Columbia of narcissus bulbs, on account of certain injurious bulb pests, including the greater bulb fly (*Merodon equestris* Fab.), the lesser bulb fly (*Eumerus strigatus* Fallen), and the bulb eelworm (*Tylenchus dipsaci* Kuehn).

*White-pine blister rust*.—Quarantine No. 63 prohibits, except as provided in the rules and regulations supplemental thereto, the interstate movement from every State in the continental United States and the District of Columbia of five-leaved pines (*Pinus*) or currant and gooseberry plants (*Ribes* and *Grossularia*, including cultivated or wild or ornamental sorts).

*Mexican fruit worm*.—Quarantine No. 64 prohibits, except as provided in the rules and regulations supplemental thereto, the interstate movement from the regulated area of Texas of fruits of all varieties.

*Woodgate rust*.—Quarantine No. 65 prohibits the interstate movement from the regulated area in the State of New York of trees, branches, limbs, or twigs of Scotch pine (*Pinus sylvestris*), Canary Island pine (*P. canariensis*), slash pine (*P. caribaea*), Japanese red pine (*P. densiflora*), Corsican pine (*P. nigra poiretiana*), stone pine (*P. pinea*), western yellow pine (*P. ponderosa*), Monterey pine (*P. radiata*), loblolly pine (*P. taeda*), or Jersey pine (*P. virginiana*), or any variety thereof, or of any species or variety of hard pine hereafter found to be susceptible to the Woodgate rust.

*Asiatic beetle and Asiatic garden beetle*.—Quarantine No. 66 prohibits, except as provided in the rules and regulations supplemental thereto, the interstate movement from the State of New Jersey and from the regulated areas of Connecticut, New York, Pennsylvania, and Virginia and the District of Columbia of (1) nursery, ornamental, and greenhouse stock, and all other plants; and (2) sand, soil, earth, peat, compost, and manure.

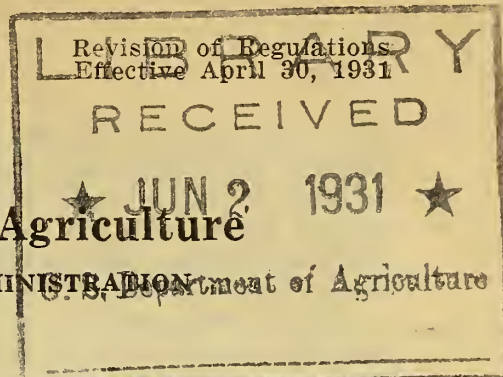












# United States Department of Agriculture

PLANT QUARANTINE AND CONTROL ADMINISTRATION, U.S. Department of Agriculture

## REVISED RULES AND REGULATIONS GOVERNING THE MOVEMENT OF PLANTS AND PLANT PRODUCTS INTO AND OUT OF THE DISTRICT OF COLUMBIA

[Approved April 29, 1931; effective April 30, 1931]

### INTRODUCTORY NOTE

Important changes made in the following revision of the rules and regulations governing the movement of plants and plant products into and out of the District of Columbia include (a) removal of all restrictions on annual plants such as cabbage, tomato, and aster plants, except as to such regulations as may be in effect under the Japanese-beetle quarantine and other special orders, and (b) removal of the requirements of certification at the point of origin as to herbaceous perennial plants, bulbs, and roots entering the District. The latter products will be inspected upon arrival and before delivery. Herbaceous perennials and other nursery stock shipped from the District must be certified before shipment, and certification at origin continues to be required as a condition of the entry into the District of nonherbaceous types of nursery stock, including trees, shrubs, vines, cuttings, etc.

LEE A. STRONG,  
*Chief, Plant Quarantine and Control Administration.*

### REVISED REGULATIONS

I, Arthur M. Hyde, Secretary of Agriculture, have determined that, in order to control and eradicate and to prevent the dissemination of dangerous plant diseases and insect infections and infestations, in, into, and out of the District of Columbia, it is necessary to make and promulgate the following rules and regulations:

Now, therefore, under the authority conferred by the plant quarantine act of August 20, 1912 (37 Stat. 315), as amended, I do order that no plants or plant products, or articles whose movement is restricted by Federal plant quarantines, shall be moved or allowed to be moved, shipped, transported, or carried by any means whatever into or out of the District of Columbia, except in compliance with the said rules and regulations and such other rules, regulations, and notices of quarantine as may be promulgated under the authority of the said act.

#### Regulation 1. Definitions

For the purpose of these regulations, the following words, names, and terms shall be construed, respectively, to mean:

(a) *Plants and plant products.*—Nursery stock, herbaceous perennial plants, bulbs, and roots, annual plants, decorative plant material, and other plants and plant products.

(b) *Nursery stock.*—Field-grown florists' stock, trees, shrubs, vines, cuttings, grafts, scions, buds, fruit pits and other seeds of fruit and ornamental trees or shrubs, and other plants and plant products for propagation, except field, vegetable, and flower seeds, bedding plants, and other herbaceous plants, bulbs, and roots. This term also includes greenhouse-grown plants having a persistent woody stem, such as palms and roses.



(c) *Herbaceous perennial plants, bulbs, and roots*.—Plants whose roots persist two or more years but lacking persistent woody stems above the ground. This term includes fibrous-rooted perennials, such as strawberry plants and phlox; bulbs, such as narcissus and crocus; corms, such as gladiolus; tubers, such as dahlia; fleshy rhizomes, such as peony, and persistent perennial greenhouse-grown plants, such as ferns, geraniums, orchids, etc.

(d) *Annual plants*.—Plants grown from seed for bloom or fruit the same season and living only one year. This term includes such plants as cabbage, tomato, and aster.

(e) *Decorative plant material*.—Cut flowers, evergreen branches or trees without roots, such as Christmas trees, and other portions of plants without roots, free from soil, and not intended for propagation.

(f) *Quarantined articles*.—Plants, plant products, and other articles whose movement is restricted by Federal plant quarantines.<sup>1</sup>

## ENTRY OF PLANTS AND PLANT PRODUCTS INTO THE DISTRICT OF COLUMBIA

### Regulation 2. Restrictions on the Entry of Nursery Stock

(a) No nursery stock shall be moved or allowed to be moved, shipped, transported, or carried into the District of Columbia unless there shall be attached to the outside of the package, bundle, or other container thereof a certificate of inspection showing that the nursery or other premises from which such stock was taken were inspected within one year prior to the date of shipment, and signed by the State nursery or horticultural inspector of the State or Territory or country from which the plants or plant products were shipped. Such package, bundle, or other container shall also be plainly marked with the name and address of the consignor and the name and address of the consignee, *and with the nature of the contents*.

(b) No package, bundle, or other container of nursery stock shall be delivered to the consignee in the District of Columbia by any common carrier or other person until its delivery is authorized by an inspector of the Plant Quarantine and Control Administration.

### Regulation 3. Control of Movement of Herbaceous Perennial Plants, Bulbs, and Roots

(a) No herbaceous perennial plants, bulbs,<sup>2</sup> or roots shall be moved or allowed to be moved, shipped, transported, or carried into the District of Columbia unless the package, bundle, or other container is plainly marked with the name and address of the consignor and the name and address of the consignee, *and with the nature of the contents*.

(b) No package, bundle, or other container of herbaceous plants, bulbs, or roots shall be delivered to the consignee in the District of Columbia by any common carrier or other person until its delivery is authorized by an inspector of the Plant Quarantine and Control Administration.

### Regulation 4. Quarantined Articles

Articles covered by special quarantine and other restrictive orders may be admitted only on compliance with such orders. If such articles consist of nursery stock or of herbaceous perennial plants, bulbs, or roots, the said articles may be admitted only on compliance with the additional requirements prescribed in regulations 2 and 3.

### Regulation 5. Unrestricted Articles

Annual plants and decorative plant material as defined in regulation 1; domestic-grown seeds of all kinds; field, vegetable, and flower seeds of foreign origin; manufactured plant products; and fruits, vegetables, cereals, and other plant products transported for food, medicinal, or manufacturing purposes, and all plant products not restricted under regulations 2, 3, and 4, may

<sup>1</sup> See list of domestic plant quarantines in Appendix C.

<sup>2</sup> See also narcissus-bulb quarantine (Quarantine No. 62).



be admitted into the District of Columbia without restriction, except that compliance with any special plant quarantines or other restrictive orders which may be applicable thereto, is required.

#### **Regulation 6. Plants and Plant Products Addressed to the Department of Agriculture**

All nursery stock, herbaceous perennial plants, bulbs, and roots, annual plants, decorative plant material, and other plants and plant products, whether prohibited, quarantined, restricted, or unrestricted, addressed to the United States Department of Agriculture, shall be delivered only at the inspection house of the Plant Quarantine and Control Administration (Twelfth Street and Constitution Avenue NW.).

#### **Regulation 7. Shipments which Fail to Comply with Regulations**

(a) Whenever infection or infestation of any plant pest or disease is found to exist in or on any plants or plant products transported into the District of Columbia, notice will be sent to the owner or person in possession or control thereof, if known, and after an opportunity has been given said owner or person to be heard, the infected or infested plants or plant products shall be subject to destruction, treatment, or return to the point of origin at the expense of the owner, shipper, or common carrier, unless released by an inspector of the Plant Quarantine and Control Administration.

(b) Any plant or plant product or other article transported into the District of Columbia in violation of, or without being in full compliance with, these regulations or any notice of quarantine<sup>3</sup> or any restrictive order promulgated under the authority of the plant quarantine act of August 20, 1912 (37 Stat. 315), as amended, or of any rule or regulation supplemental to such quarantine or order, will be subject to such seizure, destruction, treatment, or other disposition as may be authorized under the plant quarantine act.

#### **SHIPMENT OF PLANTS AND PLANT PRODUCTS OUT OF THE DISTRICT OF COLUMBIA**

#### **Regulation 8. Shipment of Nursery Stock and of Herbaceous Perennial Plants, Bulbs, and Roots**

No nursery stock or herbaceous perennial plants, bulbs, or roots shall be moved or allowed to be moved, shipped, transported, or carried from the District of Columbia to any point outside thereof, unless a certificate or permit shall have been issued therefor by the Plant Quarantine and Control Administration. Each car, box, bale, or other container so shipped or moved shall have attached to the outside thereof the inspection certificate or permit required hereby and no common carrier or other person shall accept for shipment or remove such article from the District of Columbia unless such certificate or permit is so affixed.

#### **Regulation 9. Conditions of Certification**

Certificates may be issued for the interstate movement of nursery stock and herbaceous perennial plants, bulbs, and roots from the District of Columbia when such articles have been inspected and found apparently free from dangerous plant disease infections and insect infestations and when such shipment is found to comply in full with all quarantine regulations and restrictive orders which may be applicable thereto.

#### **Regulation 10. Place and Time of Inspection**

Nursery stock and herbaceous perennial plants, bulbs, and roots which are to be shipped out of the District of Columbia must be presented at the inspection house of the Plant Quarantine and Control Administration (Twelfth Street and Constitution Avenue NW.) for inspection at the time of shipment, unless otherwise authorized by an inspector of the Plant Quarantine and Control

<sup>3</sup> See list of domestic quarantines in Appendix B.



Administration. When large shipments are contemplated, arrangements may be made for inspection at other places by calling National 4645, branch 174, or addressing the Plant Quarantine and Control Administration.

Application for inspection of narcissus bulbs, 5-leaved pines, currant and gooseberry plants, and other articles the movement of which is restricted by quarantine regulations or other restrictive orders, shall be made at a season of the year and sufficiently in advance of the contemplated date of shipment to provide for compliance with such regulations.

### Regulation 11. Quarantined Articles

Annual plants, and decorative plant material as defined in regulation 1, and other articles covered by special quarantine or other restrictive orders, may be shipped or transported from the District of Columbia only on compliance with such orders.

### Regulation 12. Unrestricted Articles

Domestic-grown seeds of all kinds, field, vegetable, and flower seeds of foreign origin, manufactured plant products, and fruits, vegetables, cereals, and other plant products transported for food, medicinal, or manufacturing purposes, and all plant products not restricted under regulation 8, may be shipped or transported from the District of Columbia without restriction, except that compliance with any special plant quarantines or other restrictive orders which may be applicable thereto, is required.

These revised rules and regulations shall be effective on and after April 30, 1931, and shall supersede the rules and regulations governing the movement of plants and plant products into and out of the District of Columbia, promulgated March 29, 1929.



Done at the city of Washington this 29th day of April, 1931.

Witness my hand and the seal of the United States Department of Agriculture.

ARTHUR M. HYDE,  
*Secretary of Agriculture.*

## APPENDIX A

### STATUTORY PROVISIONS

Authority for the above regulations is given in the amendment to the plant quarantine act of August 20, 1912, contained in the act making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1921, approved May 31, 1920. This amendment was as follows:

SEC. 15. That in order further to control and eradicate and to prevent the dissemination of dangerous plant diseases and insect infections and infestations, no plant or plant products for or capable of propagation, including nursery stock, hereinafter referred to as plants and plant products, shall be moved or allowed to be moved, shipped, transported, or carried by any means whatever into or out of the District of Columbia, except in compliance with such rules and regulations as shall be prescribed by the Secretary of Agriculture as hereinafter provided. Whenever the Secretary of Agriculture, after investigation, shall determine that any plants and plant products in the District of Columbia are infested or infected with insect pests and diseases and that any place, articles, and substances used or connected therewith are so infested or infected, written notice thereof shall be given by him to the owner or person in possession or control thereof, and such owner or person shall forthwith control or eradicate and prevent the dissemination of such insect pest or disease and shall remove, cut, or destroy such infested and infected plants, plant products, and articles and substances used or connected therewith, which are hereby declared to be nuisances, within the time and in the manner required in said notice or by the rules and regulations of the Secretary of Agriculture. Whenever such owner or person can not be found, or shall fail, neglect, or refuse to comply with the foregoing provisions of this section, the Secretary of Agriculture is hereby authorized and required to control and eradicate and prevent dissemination of such insect pest or disease and to remove, cut, or destroy infested or infected plants and plant products and articles and substances used or connected therewith, and the United States shall have an action of debt against such owner or persons for expenses incurred by the Secretary of Agriculture in that behalf. Employees of the Federal Horticultural Board are hereby authorized and



required to inspect places, plants, and plant products and articles and substances used or connected therewith whenever the Secretary of Agriculture shall determine that such inspections are necessary for the purposes of this section. For the purpose of carrying out the provisions and requirements of this section and of the rules and regulations of the Secretary of Agriculture made hereunder, and the notices given pursuant thereto, employees of the Federal Horticultural Board shall have power with a warrant to enter into or upon any place and open any bundle, package, or other container of plants or plant products whenever they shall have cause to believe that infections or infestations of plant pests and diseases exist therein or thereon, and when such infections or infestations are found to exist, after notice by the Secretary of Agriculture to the owner or person in possession or control thereof and an opportunity by said owner or person to be heard, to destroy the infected or infested plants or plant products contained therein. The police court or the municipal court of the District of Columbia shall have power, upon information supported by oath or affirmation showing probable cause for believing that there exists in any place, bundle, package, or other container in the District of Columbia any plant or plant product which is infected or infested with plant pests or disease, to issue warrants for the search for and seizure of all such plants and plant products. It shall be the duty of the Secretary of Agriculture, and he is hereby required, from time to time, to make and promulgate such rules and regulations as shall be necessary to carry out the purposes of this section, and any person who shall move or allow to be moved, or shall ship, transport, or carry, by any means whatever, any plant or plant products from or into the District of Columbia, except in compliance with the rules and regulations prescribed under this section, shall be punished, as is provided in section 10 of this act.

## APPENDIX B

### PENALTIES

The plant quarantine act of August 20, 1912 (37 Stat. 315), provides that any person who shall move or allow to be moved, or shall ship, transport, or carry, by any means whatever, any plants or plant products from or into the District of Columbia, except in compliance with the rules and regulations prescribed under this section, shall be punished, as is provided in section 10 of this act. Section 10 states that any person who shall violate any of the provisions of this act, or who shall forge, counterfeit, alter, deface, or destroy any certificate provided for in this act or in the regulations of the Secretary of Agriculture, shall be deemed guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine not exceeding \$500 or by imprisonment not exceeding one year, or both such fine and imprisonment, in the discretion of the court.

## APPENDIX C

### DOMESTIC PLANT QUARANTINES RELATING TO THE CONTINENTAL UNITED STATES

The following list includes domestic plant quarantines issued prior to March 15, 1931. Under regulation 7 as given on a preceding page "any plant or plant product or other article transported into the District of Columbia in violation of (the quarantines listed below as well as any quarantines issued subsequent to the date hereof) \* \* \* will be subject to such seizure, destruction, treatment, or other disposition as may be authorized under the plant quarantine act." Certificates may be issued for the interstate movement from the District of Columbia of articles whose movement is restricted by such quarantines only "when such shipment is found to comply in full with all quarantine regulations and restrictive orders applicable thereto."

*Date palms.*—Quarantine No. 6 prohibits, except as provided in the rules and regulations supplemental thereto, the interstate movement of date palms and date-palm offshoots from Riverside County, Calif., east of the San Bernardino meridian; Imperial County, Calif.; Yuma, Maricopa, and Pinal Counties, Ariz.; and Webb County, Tex., on account of the Parlatoria scale (*Parlatoria blanchardi*) and the Phoenicococcus scale (*Phoenicococcus marlatti*).

*Black-stem rust.*—Quarantine No. 38, as amended, prohibits the movement interstate to any point outside of the quarantined area of the common barberry (*Berberis vulgaris*) and its horticultural varieties as well as certain other species of *Berberis* and *Mahonia*, on account of the black-stem rust of wheat, oats, barley, rye, and many wild and cultivated grasses.

*European corn borer.*—Quarantine No. 43, revised, prohibits, except as provided in the rules and regulations supplemental thereto, the movement interstate to any point outside of the quarantined area of (1) corn and broomcorn (including all parts of the stalk), all sorghums, Sudan grass, Lima and green





## United States Department of Agriculture

BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

RECEIVED

REVISED RULES AND REGULATIONS GOVERNING THE  
MOVEMENT OF PLANTS AND PLANT PRODUCTS INTO  
AND OUT OF THE DISTRICT OF COLUMBIA

## INTRODUCTORY NOTE

The supply of the last revised edition of the plant regulations relating to the District of Columbia having become exhausted, advantage is taken of the necessity for a reprint, of simplifying the form and wording of the regulations without material change in shipping requirements. The definition of nursery stock as stated in paragraph (a) of regulation 1 is clarified. The list of domestic plant quarantines formerly published in the appendix is eliminated, since up-to-date copies of such quarantines are always available from this Bureau.

## SUMMARY

## SHIPMENTS INTO THE DISTRICT OF COLUMBIA

**Woody plants and foreign seeds.**—A valid nursery-inspection certificate of the State, Territory, or country of origin must be attached to the outside of each container of woody plants or parts thereof capable of propagation (except domestic-grown seeds and fruit pits), shipped into the District of Columbia, and the container must be marked to show the nature of the contents. Such certification and marking are also required for foreign-grown seeds of woody plants, of palms, of *Vicia* (vetch, etc.), and of *Lathyrus* (sweet peas, etc.).

**Herbaceous plants.**—The container of each shipment of herbaceous perennials (including strawberry plants), bulbs, and roots, consigned to the District of Columbia must be marked to show the nature of the contents. (Herbaceous plants from foreign countries must meet the certification and marking requirements of Federal plant quarantine No. 37.)

## SHIPMENTS OUT OF THE DISTRICT OF COLUMBIA

A certificate or permit issued by the Bureau of Entomology and Plant Quarantine must be attached to the outside of each shipment of woody or herbaceous plants, bulbs, roots, foreign-grown seeds of woody plants, of palms, of *Vicia* (vetch, etc.), and of *Lathyrus* (sweet peas, etc.) consigned from the District of Columbia to points outside. Each shipment is also subject to the restrictions of any Federal plant quarantine or order applicable thereto. To arrange for inspection, apply at the plant inspection house of this Bureau, Twelfth Street and Constitution Avenue NW. (District 6350, branch 4495), Washington, D. C.

AVERY S. HOYT,

Acting Chief, Bureau of Entomology and Plant Quarantine.

REVISED RULES AND REGULATIONS GOVERNING THE  
MOVEMENT OF PLANTS AND PLANT PRODUCTS INTO  
AND OUT OF THE DISTRICT OF COLUMBIA

(Approved April 27, 1938; effective April 30, 1938)

I, H. A. Wallace, Secretary of Agriculture, as required by the Plant Quarantine Act of August 20, 1912 (37 Stat. 315), as amended, do order that no plants or plant products shall be moved into or out of the District of Columbia except in



compliance with the rules and regulations supplemental hereto which are hereby promulgated: *Provided*, That certain plants or plant products may be exempted from these rules and regulations by administrative instructions issued by the Chief of the Bureau of Entomology and Plant Quarantine when, in his judgment, such articles are considered innocuous as carriers of dangerous plant pests.

### Regulation 1. Definitions

For the purpose of these regulations, the following words, names, and terms shall be construed, respectively, to mean:

(a) *Nursery stock*.—All trees, shrubs, and plants having a persistent woody stem, and parts thereof capable of propagation, except fruit pits and seeds, provided that foreign-grown seeds of woody plants, of palms, of *Vicia* (vetch, etc.), and of *Lathyrus* (sweet peas, etc.), are defined as nursery stock.

(b) *Herbaceous and perennial plants, bulbs, and roots*.—Plants whose roots persist 2 or more years but which lack persistent woody stems above the ground. This term includes fibrous-rooted perennials, such as strawberry plants and phlox; bulbs, such as narcissus and crocus; corms, such as gladiolus; tubers, such as dahlia; fleshy roots, such as peony; rhizomes, such as iris; and such greenhouse-grown plants as ferns, geraniums, orchids, etc.

(c) *Annual plants*.—Plants grown from seed for bloom or food the same season and living only 1 year. This term includes such plants as cabbage, tomato, and aster.

(d) *Inspector*.—Plant quarantine inspector of the United States Department of Agriculture.

(e) *Moved*.—Offered for movement to or received for transportation by a common carrier or moved by any means whatever into or out of the District of Columbia.

(f) *Certificate*.—A certificate showing that the nursery or premises from which the plants or plant products were taken were inspected within 1 year prior to the date of shipment and were found to be free from injurious insect pests and plant diseases, or that the plants or plant products were inspected prior to shipment and found to be free from injurious insect pests and plant diseases.

### Regulation 2. Unrestricted Articles

No requirements as to certification or labeling are placed by these regulations<sup>1</sup> on the entry into or movement out of the District of Columbia of (1) annual plants, cut flowers, or decorative plant material (such as branches and Christmas trees); (2) seeds, except certain foreign-grown seeds as defined in paragraph (a) of regulation 1; nor of (3) other plants and plant products not included in the definitions in paragraphs (a) and (b) of regulation 1. The requirements as to delivery of plant materials are stated in paragraphs (c) and (d) of regulation 3.

#### SHIPMENTS INTO THE DISTRICT OF COLUMBIA

### Regulation 3. Requirements Relating to Nursery Stock and Other Plants and Plant Products

(a) *Certification and marking of nursery stock*.—No nursery stock as defined in regulation 1 shall be moved into the District of Columbia unless a valid certificate signed by the State nursery or horticultural inspector of the State or Territory or country from which the stock is shipped is attached to the outside of each package or other container. Each package or other container shall in addition be plainly marked with the names and addresses of the consignor and consignee and with a statement showing the nature of the contents.

(b) *Marking of herbaceous perennials, bulbs, or roots*.—No herbaceous perennial plants, bulbs, or roots, as defined in regulation 1, shall be moved into the District of Columbia unless the container thereof is plainly marked with

<sup>1</sup> Compliance with any special plant quarantine or restrictive order which may be applicable thereto is required. Information relative to such restrictions may be obtained from the Bureau of Entomology and Plant Quarantine.



the names and addresses of the consignor and consignee and with a statement showing the nature of the contents.<sup>2</sup>

(c) *Delivery of plants and plant products.*—No nursery stock, herbaceous plants, bulbs, or roots, originating outside of the District of Columbia shall be delivered to the consignee in the District of Columbia by a common carrier or other person until such delivery is authorized by an inspector of the Bureau of Entomology and Plant Quarantine.

(d) All nursery stock and herbaceous perennial plants, bulbs, and roots, annual plants, decorative plant material, and other plants and plant products, whether restricted or unrestricted, addressed to the United States Department of Agriculture, Washington, D. C., shall be delivered only at the plant inspection house of the Bureau of Entomology and Plant Quarantine (Twelfth Street and Constitution Avenue NW.).

#### Regulation 4. Shipments Which Fail to Comply With Regulations

Plants and plant products shipped into the District of Columbia, which are found to be infected or infested with any plant pest or disease, or which have not been moved in full compliance with these regulations, may be disposed of as authorized in the Plant Quarantine Act.

#### SHIPMENTS OUT OF THE DISTRICT OF COLUMBIA

#### Regulation 5. Certification of Nursery Stock and Herbaceous Perennial Plants, Bulbs, and Roots

(a) No nursery stock, or herbaceous perennial plants, bulbs, or roots, as defined in regulation 1, shall be moved out of the District of Columbia unless a certificate or permit has been issued therefor by the Bureau of Entomology and Plant Quarantine. Each package or other container of such plants, bulbs, or roots shall have such a certificate or permit attached to the outside thereof.

(b) A certificate or permit may be issued for the movement out of the District of Columbia of the nursery stock covered by this regulation, when it has been examined by an inspector and found apparently free from dangerous plant diseases and insects and when such shipment is found to comply in full with all Federal quarantine regulations.

(c) Nursery stock, herbaceous perennial plants, bulbs, or roots, to be shipped out of the District of Columbia must be presented at the plant inspection house of the Bureau of Entomology and Plant Quarantine (Twelfth Street and Constitution Avenue NW.) for inspection at the time of shipment unless otherwise authorized by an inspector.

When large shipments are contemplated, arrangements may be made for inspection at other places by telephoning District 6350, branch 4495, or writing the Bureau.

Application for inspection of articles the movement of which is restricted by quarantine regulations or other restrictive orders shall be made at a season of the year sufficiently in advance of the contemplated date of shipment to provide for compliance with regulations.

(d) No common carrier or other person shall accept for shipment or remove from the District of Columbia any nursery stock, herbaceous perennial plants, bulbs, or roots, unless the required certificate or permit has been issued and is securely attached to the outside of each container.

These revised rules and regulations shall be effective on and after April 30, 1938, and shall supersede the rules and regulations governing the movement of plants and plant products into and out of the District of Columbia, promulgated April 29, 1931.

Done at the city of Washington this 27th day of April 1938.

Witness my hand and the seal of the United States Department of Agriculture.



H. A. WALLACE,  
*Secretary of Agriculture.*

<sup>2</sup> Herbaceous plants of foreign origin must be marked in accordance with the provisions of Federal Quarantine No. 37 (nursery stock, plants, and seeds).

**APPENDIX****PENALTIES**

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